

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----x
Smith, Perlmutter :
Plaintiff, :

- against -
Julien, Rheeume, Grant :
Defendant(s). :
-----x

JUL.	2008
RECEIVED	JULY FILED
7/23/08	7/23/08

SCHEDULING ORDER

08 Civ. 08/93 (SAS)
Conference Date:

7/22/08
at 4:30 p.m.

WHEREAS, the Court issued an Order for a Conference in accordance with Fed. R. Civ. P. 16(b) on July 22, 2008 (the "Order"); and

WHEREAS, the Order requires that the parties jointly prepare and sign a proposed scheduling order containing certain information;

NOW, THEREFORE, the parties hereby submit the following information as required by the Order:

(1) the date of the conference and the appearances for the parties;

July 22, 2008 - New York Attorney General
for defendants

(2) a concise statement of the issues as they then appear;

Alleged use of excess force and failure to intervene

(3) a schedule including:

(a) the names of persons to be deposed and a schedule of planned depositions;

Smith, Perlmutter

Others to be decided.

(b) a schedule for the production of documents;

By September 22, 2008

(c) dates by which (i) each expert's reports will be supplied to the adverse side and

(ii) each expert's deposition will be completed; (i) October 12 and (ii) October 22, 2008

(d) time when discovery is to be completed;

October 22, 2008

(e) the date by which plaintiff will supply its pre-trial order matters to defendant;

November 22, 2009

(f) the date by which the parties will submit a pre-trial order in a form conforming with the Court's instructions together with trial briefs and either (1) proposed findings of fact and conclusions of law for a non-jury trial, or (2) proposed voir dire questions and proposed jury instructions, for a jury trial; and

December 20, 2008

(g) a space for the date for a final pre-trial conference pursuant to Fed. R. Civ. P. 16(d), to be filled in by the Court at the conference.

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(leave blank)

(4) a statement of any limitations to be placed on discovery, including any protective or confidentiality orders;

To be decided

(5) a statement of those discovery issues, if any, on which counsel, after a good faith effort, were unable to reach an agreement;

(6) anticipated fields of expert testimony, if any; To be decided

(8) a statement that the Scheduling Order may be altered or amended only on a showing of good cause not foreseeable at the time of the conference of when justice so requires;

(9) names, addresses, phone numbers and signatures of counsel;

Jes Harrison
New York Attorney General
120 Broadway
N.Y., N.Y. 10271 (212) 416-6185
SO ORDERED

SO ORDERED:

SHIRA A. SCHEINDLIN
U.S.D.J.

7/22/08